

Key Numbers: 164-03300-0219; 164-03300-0021
 (79 07-19-480 001.000-026); (79 07-19-476 006.000-026)
 Deed Records: 8605516; 200909017978

SANITARY SEWER EASEMENT

James L. Cochran and Sheila A. Cochran, husband and wife, as owner of real estate commonly known as 447 S. Chauncey, West Lafayette, Tippecanoe County, Indiana and identified by Key Number 164-03300-0219 and MC Woods Street, LLC, an Indiana limited liability company, as owner of real estate commonly known as 440 S. Chauncey, West Lafayette, Tippecanoe County, Indiana and identified by Key Number 164-03300-0021 (hereinafter collectively called "Grantor"), does hereby grant and convey to the City of West Lafayette, Indiana, for Ten Dollars (\$10.00) and other valuable consideration, the receipt of which is acknowledged, an exclusive Permanent Easement for the purpose of installing, maintaining, repairing and using a sanitary sewer and/or storm sewer, over and across the real estate described as follows, to wit:

See MC Wood Sanitary Sewer Easement attached hereto as Exhibit "A" and
 See Cochran Sanitary Sewer Easement attached hereto as Exhibit "B."

Grantor is not to erect any permanent structure in such easement (excepting any privately used driveways) or construct or maintain any other obstruction to the use of the easement for its intended purpose, including any repair.

The City of West Lafayette, its agents, servants and employees, shall have the right and authority to enter at all times upon the premises for the purpose of performing any construction, maintenance or repair. The City of West Lafayette agrees that it will restore the premises as near to the original condition as possible after both the installation and any subsequent maintenance and repair of the same.

This agreement shall inure to and be binding upon the parties, their agents and successors or assigns.

In Witness Whereof, Grantor has caused this Permanent Easement to be executed on 9/29, 2009.

James L. Cochran
 James L. Cochran

Sheila A. Cochran
 Sheila A. Cochran

MC WOODS STREET, LLC

By:

James Cochran
 (written)

(printed)

(title)

ACCEPTED:

CITY OF WEST LAFAYETTE, INDIANA
BY ITS BOARD OF PUBLIC WORKS AND SAFETY

John R. Dennis, Mayor

Sana G. Booker, Member

Bradley W. Marley, Member

ATTEST:

Clerk-Treasurer

STATE OF INDIANA)
) SS:
TIPPECANOE COUNTY)

Before me, a Notary Public in and for said County and State, personally appeared James L. Cochran and Sheila A. Cochran, husband and wife, who acknowledged the execution of the foregoing Easement.

Witness my hand and Notarial Seal this 29 day of Sept., 2009.

My Commission Expires:

9/12

Resident of
Tippecanoe County, IN

Michelle Sliger
(written)

J. Michelle Sliger
(printed)

NOTARY PUBLIC

STATE OF INDIANA)
) SS:
TIPPECANOE COUNTY)

Before me, a Notary Public in and for said County and State, personally appeared MC Woods Street, LLC, by JONATHAN CRAW, its member, who acknowledged the execution of the foregoing Easement.

Witness my hand and Notarial Seal this 29 day of Sept., 2009.

My Commission Expires:

9/12

Resident of
Tippecanoe County, IN

Michelle Sliger
(written)

J. Michelle Sliger
(printed)

NOTARY PUBLIC

STATE OF INDIANA)
) SS:
TIPPECANOE COUNTY)

Before me, a Notary Public in and for said County and State, personally appeared John R. Dennis, Sana G. Booker and Bradley W. Marley of the West Lafayette Board of Public Works and Safety, who acknowledged the execution of the foregoing Easement.

Witness my hand and Notarial Seal this ____ day of _____, 2009.

My Commission Expires:

(written)

Resident of

_____ County, IN

(printed)

NOTARY PUBLIC

This instrument prepared by: Daniel A. Teder of the firm of REILING TEDER & SCHRIER, 415 Columbia Street, Suite 3000, P. O. Box 280, Lafayette, IN 47902-0280; Telephone: (765) 423-5333; Facsimile: (765) 423-4564; E-mail: dat@rtslawfirm.com

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Daniel A. Teder

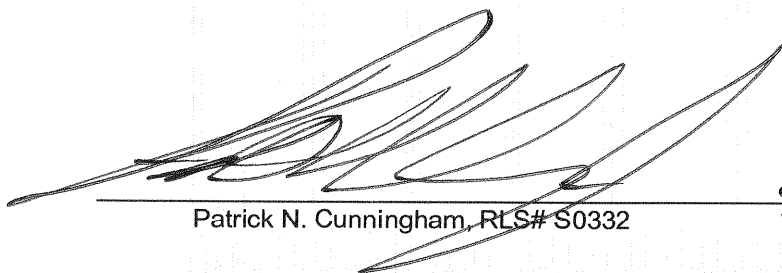


LEGAL DESCRIPTION – MC Wood Sanitary Sewer Easement

A part of the southeast quarter of Section Nineteen (19), Township Twenty-three (23) North, Range Four (4) West, Wabash Township, Tippecanoe County, Indiana, being a part of Chauncey Avenue as platted as part of Ellsworth Subdivision of the Town of Chauncey, recorded in Book 55 Page 430, recorded on the 13th of May, 1870 in the Office of the Recorder of Tippecanoe County, being more completely described as follows, to-wit:

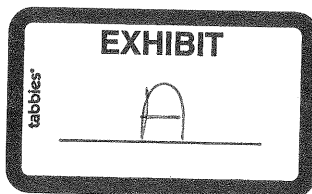
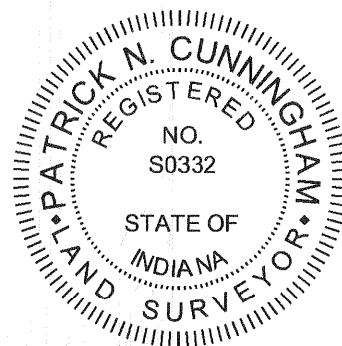
Commencing at the northwest corner of Lot 72 of said Ellsworth Subdivision, said point being marked by a rebar; thence South 89°58'55" West, 17.41 feet to the point of beginning of the herein described tract; thence continuing South 89°58'55" West, 20.00 feet; thence South 00° 04' 29" East, 33.61 feet; thence South 89°57'20" West, 16.18 feet; thence South 00°01'06" East, 10.81 feet; thence South 89°58'55" West, 26.44 feet to the westerly right-of-way of Chauncey Avenue of said Ellsworth Subdivision; thence along the said right-of-way South 00°01'06" East, 9.20 feet; thence North 89°57'20" East, 62.64 feet; thence North 00°04'29" West, 53.61 feet to the point of beginning, containing 0.04 acres, more or less.

SUBJECT TO ALL EASEMENTS, RESTRICTIONS, AND RIGHTS-OF-WAY OF RECORD



Patrick N. Cunningham, RLS# S0332

8/25/09
Date



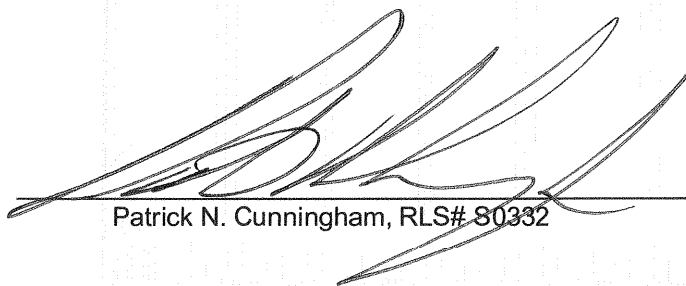


LEGAL DESCRIPTION – Cochran Sanitary Sewer Easement

A part of the southeast quarter of Section Nineteen (19), Township Twenty-three (23) North, Range Four (4) West, Wabash Township, Tippecanoe County, Indiana, being a part of Chauncey Avenue as platted as part of Ellsworth Subdivision of the Town of Chauncey, recorded in Book 55 Page 430, recorded on the 13th of May, 1870 in the Office of the Recorder of Tippecanoe County, being more completely described as follows, to-wit:

Commencing at the northwest corner of Lot 72 of said Ellsworth Subdivision, said point being marked by a rebar; thence South $89^{\circ}58'55''$ West, 80.00 feet to the westerly right-of-way of Chauncey Avenue of said Ellsworth Subdivision; thence along said westerly right-of-way South $00^{\circ}01'06''$ East, 33.63 feet to the point of beginning of the herein described tract; thence continuing along said right-of-way South $00^{\circ}01'06''$ East, 10.80 feet; thence North $89^{\circ}58'55''$ East, 26.44 feet; thence North $00^{\circ}01'06''$ West, 10.81 feet; thence South $89^{\circ}57'20''$ West, 26.44 feet to the point of beginning, containing 285.6 square feet, more or less.

SUBJECT TO ALL EASEMENTS, RESTRICTIONS, AND RIGHTS-OF-WAY OF RECORD



Patrick N. Cunningham, RLS# 80332

8/25/09
Date

